

**UTILITY
PATENT APPLICATION
TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 211226US0X

First Inventor or Application Identifier Achim MARX

Title NUCLEOTIDE SEQUENCES WHICH CODE FOR THE oxyR GENE

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents

1. Fee Transmittal Form (e.g. PTO/SB/17)
(Submit an original and a duplicate for fee processing)

2. Specification

Total Sheets 25

3. Drawing(s)
(35 U.S.C. 113)

Total Sheets 2

4. Oath or Declaration

Total Pages 4

- a. Newly executed (original or copy)
b. Copy from a prior application (37 C.F.R. §1.63(d))
(for continuation / divisional w/ box 17 completed)

- i. DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s) named in
the prior application, see 37 C.F.R. §1.63(d)(2) and
1.33(b).

5. CD-ROM or CD-R in duplicate, large table or Computer
Program (Appendix)

6. Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)

- a. Computer Readable Form (CRF)

- b. Specification or Sequence Listing on:

- i. CD-ROM or CD-R (2 copies); or

- ii. Paper

- c. Statements verifying identity of above copies

ADDRESS TO: Assistant Commissioner for Patents
Box Patent Application
Washington, DC 20231

ACCOMPANYING APPLICATION PARTS

7. Assignment Papers (cover sheet & document(s))
8. Application Data Sheet, 3 Pages, See 37 CFR 1.76
9. 37 C.F.R. §3.73(b) Statement
(when there is an assignee) Power of Attorney
10. English Translation Document (if applicable)
11. Information Disclosure
Statement (IDS)/PTO-1449 Copies of IDS
Citations
12. Preliminary Amendment
13. White Advance Serial No. Postcard
14. Certified Copy of Priority Documents (2)
(if foreign priority is claimed)
15. Applicant claims small entity status.
See 37 CFR 1.27

16. Other: Request for Priority
Depository Information

17. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below:

- Continuation Divisional Continuation-in-part (CIP) of prior application no.:

Group Art Unit:

Prior application information: Examiner:
For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

18. Amend the specification by inserting before the first line the sentence:

- This application is a Continuation Division Continuation-in-part (CIP)
of application Serial No. Filed on

- Which was published in English

- Which was not published in English

- This application claims priority of provisional application Serial No. 60/279,415 Filed March 29, 2001

19. CORRESPONDENCE ADDRESS



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Signature:		Date:	08/27/01
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Docket No.

211226US0X

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

INVENTOR(S) Achim MARX et al

SERIAL NO: New Application

FILING DATE: Herewith

FOR: NUCLEOTIDE SEQUENCES WHICH CODE FOR THE oxyR GENE

FEE TRANSMITTAL

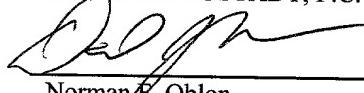
ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

FOR	NUMBER FILED	NUMBER EXTRA	RATE	CALCULATIONS
TOTAL CLAIMS	38 - 20 =	18	× \$18 =	\$324.00
INDEPENDENT CLAIMS	7 - 3 =	4	× \$80 =	\$320.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS (If applicable)			+ \$270 =	\$0.00
<input type="checkbox"/> LATE FILING OF DECLARATION			+ \$130 =	\$0.00
			BASIC FEE	\$710.00
			TOTAL OF ABOVE CALCULATIONS	\$1,354.00
<input type="checkbox"/> REDUCTION BY 50% FOR FILING BY SMALL ENTITY				\$0.00
<input type="checkbox"/> FILING IN NON-ENGLISH LANGUAGE			+ \$130 =	\$0.00
<input type="checkbox"/> RECORDATION OF ASSIGNMENT			+ \$40 =	\$0.00
			TOTAL	\$1,354.00

- Please charge Deposit Account No. 15-0030 in the amount of A duplicate copy of this sheet is enclosed.
A check in the amount of \$1,354.00 to cover the filing fee is enclosed.
The Commissioner is hereby authorized to charge any additional fees which may be required for the papers being filed herewith and for which no check is enclosed herewith, or credit any overpayment to Deposit Account No. 15-0030.
A duplicate copy of this sheet is enclosed.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,
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211226US0X

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF:

Achim MARX et al : ATTN: APPLICATION BRANCH

SERIAL NO. NEW U.S. APPLICATION :

FILED: HEREWITH :

FOR: NUCLEOTIDE SEQUENCES WHICH
CODE FOR THE oxyR GENE

STATEMENT

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

SIR:

Applicants are submitting a Sequence Listing and a corresponding computer-readable Sequence Listing with the application filed herewith. The sequence information recorded in the corresponding computer-readable Sequence Listing is identical to the paper copy of the Sequence Listing.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
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